

SENTENCING HEARING

Judge Leonie M. Brinkema

Date: 07/12/22Reporter: S. AustinStart: 9:03amEnd: 9:16am**UNITED STATES of AMERICA**CASE NUMBER: 1:21cr66

Vs.

TYLER PHAMCounsel/Govt.: Michael Ben'Ary Counsel/Deft.: Frank SalvatoCourt adopts PSI ☐ without exceptions ☐ with the following exceptions:**SENTENCING GUIDELINES:**Upon Motion of ☐ Deft ☐ GovtOffense Level: 33

Court depart from G/L pursuant to:

Criminal History: I☐ USSG 5K1.1Imprisonment Range: 188 to 235 months☒ USSG 5C1.2Supervised Release Range: 5 years to Life☐ USSG 5K2.12

Restitution: \$

☐ USSG 5H1.4Fine Range: \$ 40,000.00 to \$ 10,000,000.00☐Special Assessment: \$ 100.00 per Count**JUDGMENT of the COURT:**BOP for 52 months, with credit for time servedSupervised Release for 5 Years

Supervised Probation for _____ Years

Restitution: \$ _____ payable to _____

Fine: \$ 1,000.00 ☒ Due Immediately ☒ Monthly payments of \$ 50.00 to begin 60 days from releaseSpecial Assessment: \$ 100.00 ☐ Satisfied ☒ Due immediatelyFine/Costs Waived ☐ Interest Waived ☐**SPECIAL CONDITIONS:** Home Confinement for the first _____ days/months of supervision, at the deft=s expense, w/leave as directed by Court. x Deft. to remain drug free, In/Out patient treatment as directed. x Deft to pay costs x Deft to waive privacy Deft. to participate in _____ counseling as directed. Deft to pay costs as able Deft to waive privacy Pay Restitution of \$ _____, ☐ Due Immediately ☐ Monthly payments of \$ _____ to begin _____ days from release from custody. x Access to all financial information/records No New Credit/No Purchases over \$ _____ without prior approval. Drug Testing Waived Other: _____**RECOMMENDATION TO BOP:** x Deft. to be designated to a Facility as close to this area as possible. x Residential Drug Abuse Treatment Program (RDAP) when eligible. Other: _____.Defendant: ☐ Remanded ☒ Self Surrender/Bond cont. Pgs 25-27 of psr reviewed with deft Deft advised of appeal rights